CF-1700/

(12)

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH AT BILASPUR

W.P.NO. 237/2004

PETITIONERS : 1) Shivpal Singh Tomar
S/o Mahraj Singh Tomar,
Aged about 28 years,
Constable (No.371) posted
at Bijapur Chowki
District-Dantewada (CG)
R/o Village Bhitouha
PO:Harhula,PS Utraila,
Tahsil:Vyoundhar,Distt.Rewa (MP)

2) Satyanarayan Mishra
S/o Hetram Mishra,
Aged about 26 years,
Constable (No.363) posted
at PS Bhairamgarh,Distt.Bijapur
R/o Village Kaulahwaru
PO:Amilkee,PS:Govindgarh,
District-Rewa (MP).

3) Martand Pandey
S/o Jagat Narayan Pandey,
Aged about 28 years
Contable (No.355) posted
at PS Aamapalli,Bijapur
R/o Village PO:Bhanigaya,
Bajahertola,PS:Jaba
Tah.Vyoundhar,Distt.Rewa (MP).

4) Ugrasen Dwivedi
S/o Nathram Dwivedi,
Aged about 25 years,
Constable (No.361) posted
at PS Bhairamgarh,Bijapur
R/o Village PO:Kotni (Gadhera)
Tahsil Vyoundhar,Dist.Rewa (MP)

5) Gyanendra Kumar Patel
S/o Umkmaran
Aged about 27 years,
Constable (No.365) posted
at PS:Jangla, Bijapur, (CG)
R/o Village:Amilakee
PS:Govindgarh,Distt.Rewa (MP).

6) Jitendra Kumar Mishra
S/oRamniwas Mishra,
Aged about 26 years,
Constable (No.374) posted
at Bhopalpatnam,Bijapur (CG)
R/o Village Amilakee,
PS:Govindgarh,Distt.Rewa (MP).

7) Vipinchand Yadav
S/o Karan Singh Yadav,
Aged about 29 years,
Constable (No.626) posted
at PS:Sukma,Distt.Dantewada (CG)
R/o Village Parsoli,
PS:Bakeber PO Lakhna,
District-Etwa (UP).

P.R. No. 21/2/04
Presented by Shri Gautam Kshetrapal
dated 21.2.04

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21/2/04
Clerk to A.G. Bilaspur

8/19/2/04

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Shri Yadav
21-2-04
Clerk to
VINAY HARIT
Senior Central Government Standing Counsel
CHHATTISGARH HIGH COURT

(13)



8) Jagdish Patidar S/o B. Patidar,
Aged about 32 years,
Constable (No.152) posted
at PS Bijapur (CG),
R/o Village Salumkhedi,
PO:Enabad,Distt. Dewas (MP).

9) Ashok Singh Sengar
S/o Makrand Singh,
Aged about 30 years,
Constable (No.5) posted at PS
Konta,Distt.Dantewada (CG)
R/o Village Bela,PO:Teekuri,
District-Rewa (MP).

10) Gulab Singh Gahlot
S/o D.S. Gahlot,
Aged about 35 years,
Constable (No.593) posted at PS
Dantewada (CG),
R/o Village: Umbapur-Jamlee,
District-Dhar (MP).

11) Vakil Prasad Gond S/o S.P. Gond,
Aged about 35 years,
Constable (No.492) posted at
Dantewada (CG),
R/o Village Bandha,PO: Uteeva
PS:utia,Distt.Gwalior (MP).

12) Madan Gopal Singh Parihar
S/o G.S. Parihar,
Aged about 26 years,
Constable (No.230) Posted at
PS Kiranail,Distt.Dantewada (CG)
R/o Village PO:Supia,
PS Govindgarh,Distt.Rewa (MP).

13) Jagatpal Singh S/o D. Singh,
Aged about 36 years,
Constable (No.223) posted at
Dantewada (CG)
R/o Village Arujunpur,
District-Chitrakut (UP).

14) Sheetla Tripathi S/o B.Tripathi,
Aged about 35 years,
Constable (No.658) posted at PS
Chitagupha, Dantewada (CG)
R/o Village Khutha,PO: Jaitwara,
District-Satna (MP).

15) Krishna Kumar Tripathi
S/o D.K. Ttripathi,
Aged about 35 years,
Constable (No.104) posted at
PS:Golapalli, Dantewada (CG)
R/o Village Khutha,PO:Jaitwara,
District-Satna (MP).

16) Kishor Kumar Prajapati
S/o Harkishan Prajapati,
Aged about 26 years,
Constable (No.375) posted at

PS:Pamed, Bijapur (CG)
R/o Razakhedi, Sagar
District-Sagar (MP).

17) Ramjash Patel S/o Musauram Patel,
Aged about 28 years,
Constable (No.369) posted at
PS: Usool, Bijapur (CG).
R/o Village PO:Dangan,PS Mau,
District-Rewa (MP).

VERSUS

RESPONDENTS : 1) Union of India
Through the Secretary,
Ministry of Personnel &
Public Grievances Deptt.,
New-Delhi.

2) State of Chhattisgarh
Through the Secretary,
Home Department (Police),
DKS Bhawan, Raipur (CG).

3) State of Madhya Pradesh
Through the Secretary,
Home (Police) Department,
Vallabh Bhawan, Bhopal (MP).

4) The Director General of Police,
Chhattisgarh Raipur (CG).

5) The Director General of Police,
Madhya Pradesh Bhopal (MP).

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(36)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

**मामला क्रमांक** ....W.P.237/.... **सन् 2004**

आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक और आदेश क्रमांक | हस्ताक्षर सहित आदेश | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|
| | 4-5-2005<br>On a mention being made, the matter is taken up for hearing.<br>Mr. Virendra Sharma, counsel for the petitioners.<br>Mr. Raghavendra Pradhan, Standing Counsel for Union of India/ respondent No.1.<br>Mr. G.K. Beriwal, Deputy Advocate General for the State of Chhattisgarh/respondents No.2 & 4.<br>Heard.<br>The petitioners, who are working as Police Constables presently posted at District: Dantewada, have moved this writ petition under Article 226/227 of the Constitution of India. Their case is that after re-organization of the State, the petitioners gave their option for the State of Madhya Pradesh as they are permanent residents of the State of Madhya Pradesh being low paid employees, and the respondents ought to have allocated their services to the State of Madhya Pradesh, but so far no order has been passed, their allocation is not decided, and they are working in the State of Chhattisgarh only.<br>In the circumstances, learned counsel for the petitioners submits that the petitioners may be allowed to make a representation to respondent No.1 through respondents No.2 & 3 for allocation of their services to the State of Madhya Pradesh, to which learned counsel appearing for respondents No.1, 2 & 4 have no objection. | |

XI-HC-78

(39)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

**मामला क्रमांक** W.P.237/ **सन् 200** 4

आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश —2— | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|
| | Having heard learned counsel for the parties, having regard to the facts and circumstances of the case and looking to the limited request made by learned counsel for the petitioners, the petitioners are allowed to make a representation to respondent No.1 ~~within one month from today~~ through respondents No.2 & 3. In the first instance, the petitioners should make their representation to respondent No.2 within one month from today, in turn, respondent No.2 after receipt of the same shall forward it to respondent No.3 with its comments within three months from the date of receipt of the representation, and in turn, respondent No.3 again shall forward the same to respondent No.1 with its comments within another three months thereof, and ultimately, respondent No.1 after considering the recommendations of respondents No.2 & 3 and the request of the petitioners should pass appropriate order within another three months thereof, in accordance with law.<br>With the directions aforesaid, the petition stands disposed of.<br>In view of this order, M.(W.)P.No.209/2004 also stands disposed of.<br>Parties are entitled for certified copy of this order.<br>**Sd/-**<br>**L.C.BHADOO**<br>**Judge** | |

Soma